

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of:	Hakim
Serial No.:	09/138,588
Filing Date:	8/21/98
For:	No Spill Drinking Cup Apparatus
Examiner:	Joseph M. Moy
Art Unit:	3727
Attorney Docket No.:	4009.007.002

## Patent Application

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OCT 29 2003

OFFICE OF PETITIONS

Box CPA  
Assistant Commissioner for Patents  
Washington, D.C. 20231

## Transmittal Letter

Enclosed please find: (a) a Continued Prosecution Application (CPA) Request Transmittal, including a duplicate for fee processing; (b) a Preliminary Amendment, including a Marked Up Set of Amended Claims; (c) a check for \$808; (d) an Information Disclosure Statement, including PTO Form 1449 and attached references; and (e) a copy of the previously filed Petition to Correct Filing Date and "Date-In" Discrepancy. Should any further fees be necessary, the Commissioner is hereby authorized to charge counsel's deposit account, Account No. 501604, for all amounts required.

Dated: March 16, 2001


Respectfully submitted,



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CERTIFICATE OF MAILING (EXPRESS MAIL)

I hereby certify that this correspondence is being deposited on March 16, 2001 with the United States Postal Service "Express Mail Post Office to Addressee Service" under 37 C.F.R. 1.10, postage prepaid, in an envelope addressed to the Commissioner of Patents, Box CPA, Washington, D.C. 20231, bearing the Express Mail Label No. listed hereunder.



Morris E. Cohen  
Mailing Date: March 16, 2001  
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**Preliminary Amendment in Continued  
Prosecution Application**

Entry of the following preliminary amendment is requested prior to examination:

**In the Claims:**

Please amend the pending claims and add new Claims 35 and 36 as follows:

1. An apparatus for use in a no-spill drinking cup, said apparatus comprising:  
a valve holder, such valve holder comprising at least one valve and a blocking element, said valve comprising a flexible material, said blocking element comprising an area of material which is impenetrable to the flow of liquid, said valve further comprising an opening through said flexible material, said valve having a resting position wherein said flexible material sits with said